

LAW OFFICES  
**BINGHAM, HURST & APODACA**  
A PROFESSIONAL CORPORATION

LILLIAN G. APODACA\*  
WAYNE E. BINGHAM\*\*  
M. DWIGHT HURST

\*ALSO LICENSED IN KANSAS  
\*\*ALSO LICENSED IN COLORADO

2420 COMANCHE ROAD, NE  
SUITE H6  
ALBUQUERQUE, NEW MEXICO 87107-4633  
TEL (505) 881-4545  
FAX (505) 889-0988  
WWW.BINGHAMHURST.COM

June 30, 2020

Mr. Steve Eikanger  
Flintco, LLC  
188 Inverness Dr. West  
Englewood, CO 80112

BY FIRST CLASS MAIL, BY FAX TO  
(720) 778-5601 AND E-MAIL TO  
steve.eikanger@flintco.com, receipt  
acknowledgement requested

President, Bond Department  
Travelers Casualty and Surety  
Company of America  
One Tower Square, Bond /5PB  
Hartford, CT 06183

BY FAX TO (888) 201-5586 AND BY  
FIRST CLASS MAIL

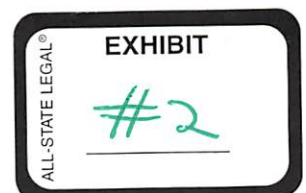
The Honorable Darrell Paiz  
President  
Jicarilla Apache Nation  
P.O. Box 507  
Dulce, NM 87528

BY FIRST CLASS MAIL AND BY E-MAIL  
TO paiz@yahoo.com

RE: FEDERAL MILLER ACT NOTICE  
By: Contreras Construction Corp.  
Project: Jicarilla Apache Community Center  
37 Hawks Drive  
Dulce, NM 87528  
Project No. 17025

Gentlepersons:

This firm represents Contreras Construction Corp. (herein Contreras), a sub-contractor to Flintco, LLC (Flintco), the general contractor in connection with the above Project.



Federal Miller Act Notice/Jicarilla Apache Community Center, Project No. 17025

Claimant: Contreras Construction Corp.

June 30, 2020

Page 2 of 2

You are hereby given due written notice that Contreras supplied labor and materials to Flintco in connection with the Project, and that as of this date, the amount of \$104,824.00 remains unpaid to Contreras. The \$104,824.00 consists of two (2) unpaid Contreras invoices to Flintco: one for \$40,000.00, and one for \$38,000.00, plus a Contreras invoice in the amount of \$26,824.00 which will be sent to Flintco soon. This demand is timely, as Contreras last supplied labor and materials to the Project within ninety (90) days of this Notice. See 40 U.S.C. §§3131 through 3133. Note: Flintco has a legal obligation to provide this letter to its bonding company which, on information and belief, is Travelers Casualty & Surety Company of America.

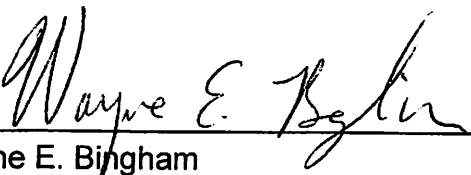
Notice, claim and demand for the current balance due (\$78,000.00) and soon-to-be additional balance due of \$26,824.00, for a total balance due of \$104,824.00 is hereby made upon Flintco, Flintco's surety on Flintco's payment bond, and the Jicarilla Apache Nation .

If Contreras receives \$78,000.00 from Flintco or its surety by July 13, 2020, and an additional \$26,824.00 within 30 days from Contreras's invoice to Flintco, Contreras will not commence a Federal Miller Act suit in Federal District Court for the District of New Mexico.

Thank you for your attention to this matter.

Sincerely,

BINGHAM, HURST & APODACA, P.C.

  
Wayne E. Bingham

WEB/tgww

cc: Ms. Socorro Contreras (by e-mail)

**BINGHAM, HURST & APODACA, P.C.**  
**Attorneys at Law**  
**2420 Comanche Rd., NE, Ste. H-6**  
**Albuquerque, New Mexico 87107**  
**Phone (505) 881-4545 Fax (505) 889-0988**  
**WBingham@BinghamHurst.com**

**DATE:** June 30, 2020

**TO:** Mr. Steve Eikanger  
Flintco, LLC

**FAX NO. (720) 778-5601**

President, Bond Department  
Travelers Casualty and Surety

**FAX NO. (888) 201-5586**

**FROM:** Wayne E. Bingham

<p><b>IF YOU DO NOT RECEIVE ALL OF THE PAGES</b> <b>PLEASE CONTACT TRISH WALL-WATLINGTON AT 881-4545</b></p>
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No. pages, including cover pages: 3

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**By: Contreras Construction Corp.**  
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**37 Hawks Drive**  
**Dulce, NM 87528**  
**Project No. 17025**

Documents being transmitted and/or message:

***PLEASE SEE ATTACHED FEDERAL MILLER ACT NOTICE***  
***HARD COPIES WILL FOLLOW AS INDICATED.***

***THANK YOU.***

**NOTE:** The information contained in this facsimile message is information intended only for the use of the individual or entity named above. This information may also be attorney privileged and confidential. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify Bingham, Hurst & Apodaca, P.C. by telephone and return the original message to us at the above address via the U. S. Postal Service.

\*\*\*\*\*  
\*\*\* TX Result Report \*\*\*  
\*\*\*\*\*

TX complete.

Job No. 0725  
Address 18882015586  
Name  
Start Time 06/30 03:05 PM  
Call Length 01'08  
Sheets 3  
Result OK

**BINGHAM, HURST & APODACA, P.C.**  
Attorneys at Law  
2420 Comanche Rd., NE, Ste. H-6  
Albuquerque, New Mexico 87107  
Phone (505) 881-4545 Fax (505) 889-0988  
WBingham@BinghamHurst.com

DATE: June 30, 2020

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\*\*\*\*\*  
\*\*\* TX Result Report \*\*\*  
\*\*\*\*\*

TX complete.

Job No. 0724  
Address 17207785601  
Name  
Start Time 06/30 02:59 PM  
Call Length 00'59  
Sheets 3  
Result OK

**BINGHAM, HURST & APODACA, P.C.**  
Attorneys at Law  
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DATE: June 30, 2020

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HARD COPIES WILL FOLLOW AS INDICATED.**

**Trish Wall {Bingham, Hurst & Apodaca}**

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**From:** Trish Wall {Bingham, Hurst & Apodaca} <TWall@BinghamHurst.com>  
**Sent:** Tuesday, June 30, 2020 4:19 PM  
**To:** 'steve.eikanger@flintco.com'; 'paiz@yahoo.com'  
**Cc:** 'scontreras@contrerasconstructioncorp.com'  
**Subject:** FEDERAL MILLER ACT NOTICE/Jicarilla Apache Community Center, Project No. 17025/Claimant: Contreras Construction Corp.  
**Attachments:** ccc-flintco-jatc Miller Act Notice 6.30.20.pdf  
**Importance:** High

Gentlemen:

Please see attached Contreras Construction Corp.'s Federal Miller Act Notice pertaining to the above project.

Thank you.

Trish Wall-Watlington  
Legal Assistant to  
Wayne E. Bingham  
Bingham, Hurst & Apodaca, P.C.  
2420 Comanche NE, Ste. H-6  
Albuquerque, NN 87107  
Telephone: (505) 881-4545